

Talina McElhany - 3/29/10

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3 PATTY BEALL, MATTHEW )  
4 MAXWELL, TALI NA McELHANY, )  
5 AND KELLY HAMPTON, )  
6 individual y and on behal f )  
7 of all other similarly )  
8 situated, )  
9 Plaintiff s, )  
TYLER TECHNOLOGIES, INC. )  
AND EDP ENTERPRISES, INC. , )  
Defendant s. )

No. 2: 08-cv-422VS

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## ORAL DEPOSITION OF

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TALI NA REANN McELHANY

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3/ 29/ 10

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17 ORAL DEPOSITION OF TALI NA REANN McELHANY,  
18 produced as a witness at the instance of the DEFENDANTS,  
19 and duly sworn, was taken in the above-styled and  
20 numbered cause on the 29th day of March, 2010, from  
21 9:14 a.m. to 12:35 p.m., before TINA TERRELL BURNEY, CSR  
22 in and for the State of Texas, reported by machine  
23 shorthand, at the offices of SLOAN, BAGLEY, HATCHER &  
24 PERRY, 101 East Whaley Street, Longview, Texas 75601,  
25 pursuant to the Federal Rules of Civil Procedure.

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1 Q And this was all in that discussion that took  
2 place after Ms. Mount and Ms. McBride left the room?

3 A Yes.

4 Q Did you have any discussion during this  
5 interview in either the joint session that you described  
6 or your meeting with Mr. Ainsworth after that about how  
7 many hours the job of customer support representative  
8 would involve?

9 A Yes.

10 Q What did he tell you about that?

11 A That generally it was a 40-hour week, that  
12 there might be a time if I was on call with a customer  
13 that I might have to stay over occasionally, and I was  
14 also told at that time that there would be a time period  
15 in the fall each year when our customers would be doing  
16 their end-of-year procedures that we would be required  
17 to stay until 6:00 in the evening for a two-week period,  
18 and that during that time, there would be one Saturday  
19 that we would be required to work.

20 Q And the customers are these school districts?

21 A Yes.

22 Q But you understood that the salary when you  
23 started out at \$30,000 a year was going to cover your pay  
24 for no matter how many hours you worked?

25 A Yes.

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1 C E R T I F I C A T E

2 I, TINA TERRELL BURNEY, Certified Short hand  
3 Reporter, duly qualified in and for the State of Texas,  
4 certify that the foregoing deposition of TALINA REANN  
5 McELHANY was reported stenographically by me at the time  
and place indicated, said witness having been placed  
under oath by me, and that the transcript is a true  
record of the testimony given by the witness.

6 Review and signature by the witness were  
7 requested at the time of taking this deposition and the  
changes made by the witness are attached to the  
transcription of this deposition.

8 I further certify that the time used by all  
9 counsel is as follows:

10 Mr. Paulo M McKeeby - 2 hours, 44 minutes

11 Ms. Laureen F. Bagley - 8 minutes

12 I further certify that I am neither counsel for  
13 nor related to or employed by any party in this cause and  
am not financially interested in its outcome.

14 Certified to this \_\_\_\_ day of April, 2010.

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TINA TERRELL BURNEY, CSR No. 2908  
Certified Short hand Reporter  
in and for the State of Texas  
Certification expires 12/31/10

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Osteen Reporting Services  
Firm Registration No. 392  
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24 Taxable Cost: \_\_\_\_\_

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